



October 20, 2021

VIA ECFS

Marlene H. Dortch, Secretary
Federal Communications Commission
45 L Street NE
Washington, DC 20554

Re: Transforming the 2.5 GHz Band, WT Docket No. 18-120; Auction of Flexible-Use Service Licenses in the 2.5 GHz Band for Next-Generation Wireless Services; Comment Sought on Competitive Bidding Procedures for Auction 108, AU Docket No. 20-429

Dear Ms. Dortch,

DISH Network Corporation (“DISH”) respectfully submits this letter in support of AT&T Services Inc.’s (“AT&T”) request that the Commission require T-Mobile USA, Inc. (“T-Mobile”) to disclose to Auction 108 prospective bidders the terms of lease arrangements between the incumbent licensees and T-Mobile, and WISPA’s request that Auction 108 be conducted as a single-round auction.¹ AT&T’s and WISPA’s proposals are one of several measures available to the Commission to produce a competitive Auction 108 and ensure that regional providers and new entrants have a meaningful chance to obtain mid-band spectrum.

As WISPA urges, the Commission should conduct Auction 108 as a single-round auction with pay-as-bid pricing,² an approach that enjoys wide support in the record. A single-round Auction 108 could help offset the many disadvantages that smaller providers face, one of which is T-Mobile’s unique information advantage about its existing 2.5 GHz leases.³

DISH therefore supports AT&T’s proposal to help “address key information asymmetries between T-Mobile and other bidders.”⁴ DISH agrees with AT&T that the Commission should require T-Mobile to disclose the relevant terms of its 2.5 GHz leases, including but not limited to the duration of the leases, whether there are rights of first refusal to renew the lease or purchase the incumbent’s licenses, and lease termination provisions.⁵ Only T-Mobile knows whether and when rights to the incumbent licenses within the overlay areas and broader regions will be available. While public disclosure of spectrum lease terms in other instances is unnecessary, it is appropriate in Auction 108 to ensure that T-Mobile’s information advantage does not reduce auction participation or further concentrate mid-band spectrum in T-Mobile’s hands.

¹ See Letter from Michael P. Goggin, AT&T, to Marlene H. Dortch, Secretary, FCC, AU Docket No. 20-429, at 3 (Aug. 17, 2021) (AT&T Ex Parte); Letter from Louis Peraertz, WISPA, to Marlene H. Dortch, Secretary, FCC, AU Docket No. 20-429 (Oct. 8, 2021).

² See Reply Comments of DISH Network Corporation, AU Docket No. 20-429, at 2, 4 (May 27, 2021).

³ *Id.* at 4.

⁴ AT&T Ex Parte at 3.

⁵ *Id.*



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DISH appreciates the Commission's interest in auction procedures that align with the unique aspects of the licenses available in Auction 108. Please contact me with any questions.

Sincerely,

/s/ Alison Minea

Alison Minea

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